

Date: August 4, 2005

COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

In re application of: Sackler, et al.

Serial No.: 09/624,530

Filed: July 24, 2000

For: OPIOID FORMULATIONS HAVING EXTENDED CONTROLLED RELEASE

Sir:

Transmitted herewith is a **Response** in the above-identified application.☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27 is enclosed.☒ No fee for additional claims is required.☐ A filing fee for additional claims calculated as shown below, is required:

FOR:	(Col. 1)	(Col. 2)	SMALL ENTITY		OR	LARGE ENTITY	
	REMAINING	HIGHEST	RATE	FEE		RATE	FEE
	AFTER	PREVIOUSLY	PRESENT				
	AMENDMENT	PAID FOR	EXTRA				
TOTAL CLAIMS	* Minus**	=	x0\$ 9	\$		x \$ 18	\$
INDEP. CLAIMS	* Minus***	=	x0\$ 40	\$		x \$ 80	\$
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIMS				\$		+ \$270	\$

TOTAL: \$ OR TOTAL: \$

* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.

** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

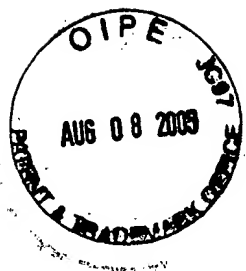
*** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

☐ Also transmitted herewith are:☐ Petition for extension under 37 C.F.R. 1.136☐ Other:☐ Check(s) in the amount of \$0.00 is/are attached to cover:☐ Filing fee for additional claims under 37 C.F.R. 1.16☐ Petition fee for extension under 37 C.F.R. 1.136☐ Other:☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.☐ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.☒ Any patent application processing fees under 37 C.F.R. 1.17.☒ Any petition fees for extension under 37 C.F.R. 1.136 and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.


 Robert J. Paradiso, Reg. No. 41,240
 DAVIDSON, DAVIDSON & KAPPEL, LLC
 485 Seventh Avenue, 14th Floor
 New York, New York 10018
 Tel: (212) 736-1940
 Fax: (212) 736-2427

I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on August 4, 2005.
 DAVIDSON, DAVIDSON & KAPPEL, LLC


 Elizabeth Pietrowski



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

Appl. No. : 09/624,530
Applicant : Richard SACKLER, et al.
Filed : July 24, 2000
A.U. : 1617
Title : **OPIOID FORMULATIONS HAVING EXTENDED
CONTROLLED RELEASE**
Examiner : Gregory W. MITCHELL
Docket No. : 200.93185C2C
Customer No. : 23280

Mail Stop: Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

August 4, 2005

AMENDMENT

Sir:

In response to the Office Action mailed May 4, 2005, applicants respectfully submit the following:

I. INTRODUCTORY COMMENTS

Amendments of the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.